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8 **UNITED STATES DISTRICT COURT**  
9 **EASTERN DISTRICT OF CALIFORNIA**  
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11 BENNY NIETO, an individual,

12 Plaintiff,

13 vs.

14 PERFORMANCE FOOD GROUP, INC., et al.,

15 Defendants.  
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CASE NO. 1:20-cv-01408-DAD-JLT

**ORDER CLOSING THE ACTION**

**(Doc. 14)**

17 The parties have settled their case and have stipulated to the entire action being dismissed  
18 with prejudice with each side bearing their own fees and costs. (Doc. 14) The Federal Rules of  
19 Civil Procedure Rule 41 makes such stipulations effective immediately with further order of the  
20 Court. Wilson v. City of San Jose, 111 F.3d 688, 692 (9th Cir. 1997). Accordingly, the Clerk of  
21 Court is DIRECTED to close this action.  
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24 IT IS SO ORDERED.

25 Dated: February 16, 2021

/s/ Jennifer L. Thurston  
26 UNITED STATES MAGISTRATE JUDGE  
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